

MESSAGE NO: 6291115 MESSAGE DATE: 10/18/1995

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-357-208, C-357-209, C-357-210,
C-357-211

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/1994 TO 12/31/1994

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NON ADMINISTRATIVE REVIEW LIQUIDATION INSTRUCTIONS FOR WELDED
CARBON STEEL PIPE FROM ARGENTINA (C-357-

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CASES: C - 357 - 208

C - 357 - 209

C - 357 - 210

C - 357 - 211

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PERIOD COVERED: 01 01 1994 TO 12 31 1994

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT, AREA AND PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: NON ADMINISTRATIVE REVIEW LIQUIDATION INSTRUCTIONS FOR
WELDED CARBON STEEL PIPE FROM ARGENTINA
(C-357-

1. THE DEPARTMENT OF COMMERCE DID NOT RECEIVE A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER ON CERTAIN WELDED CARBON STEEL PIPE AND TUBE PRODUCTS FROM ARGENTINA FOR THE JANUARY 1, 1994 THROUGH DECEMBER 31, 1994 REVIEW PERIOD. ON AUGUST 9, 1995 THE COUNTERVAILING DUTY ON THIS MERCHANDISE WAS REVOKED FOR ALL ENTRIES MADE ON OR AFTER JANUARY 1, 1995.

2. CERTAIN WELDED-CARBON STEEL PIPE AND TUBE PRODUCTS FROM

ARGENTINA CONSTITUTE THE FOUR SEPARATE "CLASS OR KINDS" OF MERCHANDISE NOTED:

A. STANDARD PIPE (C-357-211): CERTAIN CIRCULAR WELDED CARBON STEEL PIPES AND TUBES, 0.375 INCH OR MORE BUT NOT OVER 16 INCHES IN OUTSIDE DIAMETER, GENERALLY KNOWN AS STANDARD PIPE USED IN SUCH APPLICATIONS AS PLUMBING PIPE, SPRINKLER SYSTEMS, AND FENCE POSTS. STANDARD PIPE MAY BE SUPPLIED WITH AN OIL COATING (BLACK PIPE) OR MAY BE GALVANIZED, AND IS SOLD IN PLAIN ENDS, THREADED, THREADED AND COUPLED, OR BEVELLED. THESE PRODUCTS ARE PRODUCED TO AMERICAN SOCIETY FOR TESTING AND MATERIALS (ASTM) SPECIFICATIONS A-120, A-53, OR A-135. THE PRODUCTS COVERED ARE CURRENTLY CLASSIFIABLE UNDER HARMONIZED TARIFF SCHEDULE (HTS) ITEM NUMBERS 7306.30.1000, 7306.30.5025, 7306.30.5030, 7306.30.5040, 7306.30.5045, 7306.30.5050, 7306.30.5060, 7306.30.5065 AND 7306.30.5075.

B. LINE PIPE (C-357-210): CERTAIN WELDED CARBON STEEL AMERICAN PETROLEUM INSTITUTE (API) LINE PIPE, 0.375 INCH OR MORE BUT NOT OVER 16 INCHES IN OUTSIDE DIAMETER, KNOWN IN THE INDUSTRY AS LINE PIPE AND GENERALLY PRODUCED TO API SPECIFICATION 5L. LINE PIPE IS USED FOR THE TRANSPORTATION OF GAS, OIL, AND WATER, GENERALLY IN PIPELINE OR UTILITY DISTRIBUTION SYSTEMS. SUCH MERCHANDISE IS CURRENTLY CLASSIFIABLE UNDER HTS ITEM NUMBERS 7306.10.1010 AND 7306.10.1050.

C. HEAVY-WALLED RECTANGULAR TUBING (C-357-208) HAS A WALL THICKNESS OF 0.156 INCH OR GREATER AND IS GENERALLY USED FOR SUPPORT MEMBERS FOR CONSTRUCTION OR LOAD-BEARING PURPOSES IN CONSTRUCTION, TRANSPORTATION, FARM AND MATERIAL HANDLING EQUIPMENT. THE PRODUCT IS GENERALLY PRODUCED TO ASTM SPECIFICATIONS A-500, GRADE B. HEAVY-WALLED RECTANGULAR TUBING IS CLASSIFIABLE UNDER HTS ITEM NUMBER 7306.60.1000.

D. LIGHT-WALLED RECTANGULAR TUBING (C-357-209) HAS A WALL THICKNESS OF LESS THAN 0.156 INCH AND IS GENERALLY EMPLOYED

IN A VARIETY OF END USES NOT INVOLVING THE CONVEYANCE OF LIQUID OR GAS, SUCH AS AGRICULTURAL EQUIPMENT FRAMES AND PARTS, AND FURNITURE PARTS. THE PRODUCT IS GENERALLY PRODUCED TO ASTM SPECIFICATIONS A-513 OR A-500, GRADE A. LIGHT-WALLED RECTANGULAR TUBING IS CLASSIFIABLE UNDER HTS ITEM NUMBER 7306.60.5000.

3. THEREFORE, IN ACCORDANCE WITH SECTION 355.22(G) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES AT RATES EQUAL TO THE CASH DEPOSIT OF ESTIMATED COUNTERVAILING DUTIES REQUIRED AT THE TIME OF ENTRY ON THE SPECIFIED SUBJECT MERCHANDISE EXPORTED ON OR AFTER JANUARY 1, 1994 WHICH ENTERED ON OR BEFORE DECEMBER 31, 1994.
4. THE RATES OF ESTIMATED COUNTERVAILING DUTIES WHICH WERE REQUIRED TO BE DEPOSITED ARE:

WELDED CARBON STEEL PIPE AND TUBE
ARGENTINA

STANDARD PIPE C-357-211 1/1/94-12/31/94 ZERO PERCENT

LINE PIPE C-357-210 1/1/94-12/31/94 ZERO PERCENT

HEAVY-WALLED C-357-208 1/1/94-12/31/94 24.25 PERCENT
RECTANGULAR TUBING

LIGHT-WALLED C-357-209 1/1/94-12/31/94 9.25 PERCENT
RECTANGULAR TUBING

5. THE SUSPENSION OF LIQUIDATION ORDERED FOR THE MERCHANDISE LISTED ABOVE EXPORTED ON OR AFTER JANUARY 1, 1994 AND WHICH ENTERED ON OR BEFORE DECEMBER 31, 1994 IS LIFTED. LIQUIDATION INSTRUCTIONS FOR ENTRIES MADE ON OR AFTER JANUARY 1, 1995 WERE ISSUED IN EMAIL MESSAGES #5229114 AND #5229115 DATED MARCH 17, 1995. THE SUSPENSION OF LIQUIDATION FOR ALL FUTURE SHIPMENTS OF THIS MERCHANDISE WAS TERMINATED ON AUGUST 9, 1995.

6. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED COUNTERVAILING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA EMAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, TECHNICAL PROGRAMS, ANTIDUMPING/COUNTERVAILING DUTY, USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT THE OFFICE OF COUNTERVAILING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, US DEPARTMENT OF COMMERCE AT 202-482-2786.
8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

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Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party